

Attorney's Docket No.: 17730-007001

OFFICIAL COMMUNICATION FACSIMILE:**ATTENTION: EXAMINER HARISH T. DASS****FAX NO: (571) 273-6793****Number of pages including this page 14**

Applicant : Rian R. Maloney
Serial No. : 09/872,392
Filed : June 1, 2001

Art Unit : 3628
Examiner : Harish T. Dass

Title : METHOD AND SYSTEM FOR PROCESSING IMAGES FOR A CHECK SORTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In accordance with a telephone conference with the Examiner on November 14, 2006, Applicant encloses copies of the following documents that were filed on December 19, 2001 in Response to a Notice to File Missing Parts dated August 1, 2001:

1. Response to Notice to File Missing Parts and copy of the Notice to File Missing Parts;
2. Notification of Extension of Time;
3. Signed Declaration and Power of Attorney;
4. A check in the amount of \$130 for the missing Declaration and a check in the amount of \$920 for a three-month extension of time;
5. Certificate of Mailing by Express Mail;
6. Acknowledgment postcard and Express Mail receipt; and
7. Date-stamped Express Mail receipt.

As discussed with the Examiner, Applicant is not attaching a copy of the Assignment included in this December 19, 2001 Response, which has already been recorded.

If additional information is required, please contact the undersigned attorney for Applicant.

Respectfully submitted,



Thomas H. Reger II
Reg. No. 47,892

Date: November 14, 2006

Fish & Richardson P.C.
1717 Main Street
Suite 5000
Dallas, Texas 75201
Telephone: (214) 292-4084
Fax: (214) 747-2091
90199419.doc

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DALLAS TX 75201-2950

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The "Received" stamp of the Patent and Trademark Office imprinted hereon acknowledges the filing of:

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| <input type="checkbox"/> New Appin.; C.P.A.; Con.; CIP.; Div.; Provisional; Converted Provisional (Specification, Claims, Abstract) <input type="checkbox"/> Bibliographic Data Sheet <input checked="" type="checkbox"/> Declaration/Power of Attorney <input checked="" type="checkbox"/> Assignment with Form 1595 <u>3 pgs</u> <input type="checkbox"/> Verified Statement <input type="checkbox"/> Formal Drawing <input type="checkbox"/> Informal Drawings <input checked="" type="checkbox"/> Amendment/Response <u>2 pgs</u> | | Total Pages <u>3</u> Mo. Extension of Time <input type="checkbox"/> Notice of Appeal <input type="checkbox"/> Appeal Brief <input type="checkbox"/> Issue Fee Transmittal <input checked="" type="checkbox"/> Check No. <u>111323</u> Amt.: <u>130.00</u> <input checked="" type="checkbox"/> Check No. <u>111334</u> Amt.: <u>40.00</u> <input checked="" type="checkbox"/> Serial No. <u>09/872,392</u> <input checked="" type="checkbox"/> Other Notice To File Missing | Total Pages <u>4 pgs</u> |
| Name of Inventor(s): <u>Ryan R. Maloney</u> | | Receipt Date & Serial No.: | |
| Title of invention: <u>Method And System For Processing Images For A Check Sorter</u> | | BB File No.: | |
| Client or Applicant: <u>STERLING Commerce, Inc</u> | | BB File No.: <u>021768.1089</u> | |
| Mailed: <u>12-19-01</u> | | Certificate of Mailing Express Mail <input checked="" type="checkbox"/> Receipt No.: <u>EL 759181426 US</u> | |
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EL 759181426 US

Attorney's Docket No.
021768.1089

Patent Application
09/872,392

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rian R. Maloney
Serial No.: 09/872,392
Filing Date: June 1, 2001
Group Art Unit: Unknown
Title: METHOD AND SYSTEM FOR PROCESSING
IMAGES FOR A CHECK SORTER

BOX MISSING PARTS

Assistant Commissioner of
Patents
Washington, DC 20231

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Response To Notice To File Missing Parts Of Nonprovisional Application (2 pages), a check in the amount of \$130.00 to cover the cost of this Response, Notice To File Missing Parts Of Nonprovisional Application (1 page), Notification of Extension of Time Under 37 C.F.R. § 1.136, a check in the amount of \$920.00 to cover the extension filing fee, Assignment Recordation Form and Assignment (3 pages), a check in the amount of \$40.00 to cover the Assignment recordal fee, Declaration And Power Of Attorney (3 pages), Baker Botts return post card (1 post card) and this Certificate of Mailing are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this 19th day of December, 2001 and are addressed to the Assistant Commissioner for Patents, Washington, DC 20231.


Willie Jiles

Express Mail Receipt: EL 759181426 US
Attorney's Docket No.: 021768.1089

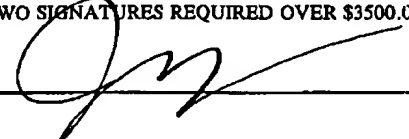
BAKER BOTTS L.L.P.ATTORNEYS AT LAW
800 Trammell Crow Center
2001 Ross Avenue
Dallas, Texas 75201INQUIRIES: (214) 953-6500
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ATTORNEY DOCKET NO.
021768.1085

PATENT APPLICATION
09/872,392

1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rian R. Maloney
Serial No.: 09/872,392
Filing Date: June 1, 2001
Group Art Unit: Unknown
Title: METHOD AND SYSTEM FOR PROCESSING
IMAGES FOR A CHECK SORTER

BOX MISSING PARTS
Assistant Commissioner for
Patents
Washington, D.C. 20231

Dear Sir:

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL APPLICATION**

This is in response to the Notice to File Missing Parts of Nonprovisional Application mailed August 1, 2001. Applicant submits herewith:

- (a) A copy of the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted.
- (b) A Declaration and Power of Attorney signed by Rian R. Maloney for the above-referenced patent application, which was filed June 1, 2001.
- (c) An Assignment signed by Rian R. Maloney, along with an Assignment cover sheet, for the above-referenced patent application.

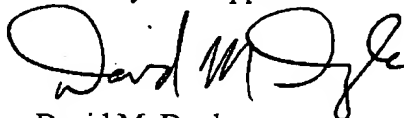
ATTORNEY DOCKET NO.
021768.1089

PATENT APPLICATION
09/872,392

2

Applicant has enclosed a check in the amount of \$130.00 to cover the cost of this Response. Applicant also requests an extension of time of three (3) months, and a Notification of Extension of Time Under 37 C.F.R. §1.136 is enclosed. The Commissioner is hereby authorized to charge any extra fees or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,
BAKER BOTTS L.L.P.
Attorneys for Applicant



David M. Doyle
Reg. No. 43,596

Please send correspondence to:

Terry J. Stalford, Esq.
Baker Botts L.L.P.
2001 Ross Avenue
Dallas, TX 75201-2980
(214) 953-6477

Date: _____

12/18/01



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/872,392 | 06/01/2001 | Rian R. Maloney | 021768.1089 |

CONFIRMATION NO. 2875

FORMALITIES LETTER



OC00000006372024

Tara D. Knapp, Esq.
Baker Botts L.L.P.
2001 Ross Avenue, Suite 600
Dallas, TX 75201-2930

Date Mailed: 08/01/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*


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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

BAKER BOTTS L.L.P.

ATTORNEYS AT LAW
800 Trammell Crow Center
2001 Ross Avenue
Dallas, Texas 75201

INQUIRIES: (214) 953-6500
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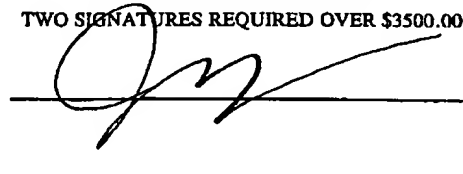
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PAY NINE HUNDRED TWENTY AND 00/100 Dollars

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TO THE ORDER OF COMMISSIONER OF PATENTS AND
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ATTORNEY DOCKET NO.
021768.1089

PATENT APPLICATION
09/872,392

1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rian R. Maloney
Serial No.: 09/872,392
Filing Date: June 1, 2001
Group Art Unit: Unknown
Title: METHOD AND SYSTEM FOR PROCESSING
IMAGES FOR A CHECK SORTER

Assistant Commissioner for
Patents
Washington, D.C. 20231

Dear Sir:

NOTIFICATION OF EXTENSION OF TIME UNDER 37 C.F.R. §1.136

Applicant hereby takes an Extension of Time for responding to the Notice to File Missing Parts of Nonprovisional Application mailed August 1, 2001 for three (3) months from October 1, 2001 to December 1, 2001.

| | |
|-------------------------------------------------|------------------|
| <input type="checkbox"/> First Month | \$ 110.00 |
| <input type="checkbox"/> Second Month | \$ 400.00 |
| <input checked="" type="checkbox"/> Third Month | \$ 920.00 |
| <input type="checkbox"/> Fourth Month | \$ 1,440.00 |
| <input type="checkbox"/> Five Month | \$ 1,960.00 |
| Total: | \$ <u>920.00</u> |

A check in an amount of \$920.00 made payable to the Commissioner of Patents and Trademarks is attached hereto.

The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS LLP. This sheet is transmitted in duplicate.

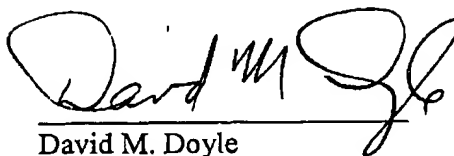
ATTORNEY DOCKET NO.
021768.1089

PATENT APPLICATION
09/872,392

2

Respectfully submitted,

BAKER BOTTS L.L.P.
Attorneys for Applicant



David M. Doyle
Reg. No. 43,596

CORRESPONDENCE ADDRESS:

Terry J. Stalford, Esq.
Baker Botts L.L.P.
2001 Ross Avenue, Suite 600
Dallas, TX 75201-2980
214.953.6477

Date: 12/18/01

ATTORNEY'S DOCKET
021768.1089

PATENT

1

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name, that I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention or design entitled METHOD AND SYSTEM FOR PROCESSING IMAGES FOR A CHECK SORTER, the specification of which

_____ is attached hereto; or

X was filed on June 1, 2001 as Application Serial No. 09/872,392 and was amended on _____ (if applicable);

That I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; and that I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| <u>Number</u> | <u>Country</u> | <u>Date Filed</u> | <u>Priority Claimed (Yes) (No)</u> |
|----------------|----------------|-------------------|------------------------------------|
| -----NONE----- | | | |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

| <u>Application Serial Number</u> | <u>Date Filed</u> | <u>Status</u> |
|----------------------------------|-------------------|---------------|
|----------------------------------|-------------------|---------------|

DAL01:599033.

ATTORNEY'S DOCKET
021768.1089

PATENT

2

-----NONE-----

I hereby appoint:

| | |
|-------------------------|------------------|
| Jerry W. Mills | Reg. No. 23,005 |
| Robert M. Chiaviello | Reg. No. 32,461 |
| Ann C. Livingston | Reg. No. 32,479 |
| Kevin J. Meek | Reg. No. 33,738 |
| Scott F. Partridge | Reg. No. 28,142 |
| Harold E. Meier | Reg. No. 22,428 |
| Thomas R. Nesbitt, Jr. | Reg. No. 22,075 |
| James J. Maune | Reg. No. 26,946 |
| Charles S. Fish | Reg. No. 35,870 |
| Thomas R. Felger | Reg. No. 28,842 |
| T. Murray Smith | Reg. No. 30,222 |
| Richard J. Moura | Reg. No. 34,883 |
| James B. Arpin | Reg. No. 33,470 |
| Jay B. Johnson | Reg. No. 38,193 |
| Barton E. Showalter | Reg. No. 38,302 |
| David G. Wille | Reg. No. 38,363 |
| Terry J. Stalford | Reg. No. 39,522 |
| Bradley P. Williams | Reg. No. 40,227 |
| Robert W. Holland | Reg. No. 40,020 |
| Christopher W. Kennerly | Reg. No. 40,675 |
| Douglas M. Kubehl | Reg. No. 41,915 |
| David M. Doyle | Reg. No. 43,596 |
| Tara D. Knapp | Reg. No. 43,723 |
| Brian W. Oaks | Reg. No. 44,981 |
| Luke K. Pedersen | Reg. No. 45,003 |
| William R. Borchers | Reg. No. 44,549 |
| Matthew B. Talpis | Reg. No. 45,142 |
| Jeffery D. Baxter | Reg. No. 45,560 |
| Keiko Ichiye | Reg. No. 45,460 |
| Beaton, Thomas A. | Reg. No. 46,543 |
| Pankratz, Kurt M. | Reg. No. 46,977 |
| Brian E. Szymczak | Reg. No. 47,120 |
| Thomas J. Frame | Reg. No. 47,232 |
| Chad C. Walters | Reg. No. 48,022 |
| Michael R. Barré | Reg. No. 44,023 |
| Scott F. Wendorf | Reg. No. 48,029 |
| Travis W. Thomas | Reg. No. P48,667 |
| Paula D. Heyman | Reg. No. P48,363 |
| Adam L. Stroud | Reg. No. P48,410 |

Patent Agents:

| | |
|------------------|-----------------|
| Brian A. Dietzel | Reg. No. 44,656 |
|------------------|-----------------|

ATTORNEY'S DOCKET
021768.1089

PATENT

3

all of the firm of Baker Botts L.L.P., my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith and to file and prosecute any international patent applications filed thereon before any international authorities under the Patent Cooperation Treaty.

Send Correspondence To:

Baker Botts L.L.P.
2001 Ross Avenue
Dallas, Texas 75201-2980

Direct Telephone Calls To:

Tara D. Knapp
at 214.953.6910
Attorney Docket No. 021768.1089

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of first inventor

Rian R. Maloney

Inventor's signature



Date

December 10, 2001

Residence (City, County, State)

Plano, Collin County, Texas

Citizenship

United States of America

Post Office Address

2533 Scenic Drive
Plano, Collin County, Texas 75025